GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Police – Mercy Petition of Sri M.Govinda Rao, PC-550, 5th Bn., APSP, Chinthalavalasa, Vizianagaram District against the modified punishment of "PPI for a period of (4) years with cumulative effect on future increments and pension and the period of absence/ desertion and the out of employment is treated as "Not on Duty" – Punishment modified to that of "PPI for three (3) years without cumulative effect on future increments and pension and the period of absence / desertion and the out of employment is treated as Not on Duty - Orders - Issued.

HOME (SERVICES.II) DEPARTMENT

G.O.RT.No. 720 Dated: 28-07-2020.

Read the following:-

1. From Sri M.Govinda Rao, PC-550, 5th Bn., APSP, Chinthalavalasa, Vizianagaram District received through Hon'ble M (Home), Endt.No.M-727, Dated: 11.09.2019
2. Govt. Memo. No. 3196 (P)/Ser.II/A2/2019-1, dated: 20.09.2019.
3. From the Director General of Police, Andhra Pradesh, Mangalagiri, Lr. D.Dis.No.1069/T3/2019, Dt: 25.02.2020.

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ORDER:

In the reference 3rd read above, the Director General of Police has stated that the Commandant, 5th Bn. APSP, Chinthalavalasa, Vizianagaram District has informed that Sri M.Govida Rao, 13" Bn., APSP, Mancheriala District, was handed upon with a Major Charge under Rule 20 of APCS [CC&A] Rules, 1991, by the Commandant, 13'h Bn. APSP, Mancheriala, vide Memorandum, dt.08-02-2005 as follows:

Charge:-

The PC was directed to undergo 'Health Care Course' from 18-03-2004 to 28-05-2004 at 5th BN APSP, Vizinagaram and to report back at 13th BN APSP on 29-05-2004 FN. But he did not report and absented w.e.f.29.05.2004 FN and completed the desertion period of [21] days on 18-06-2004 AN. Hence, he was declared as a 'Deserter' w.e.f.29-05-2004 FN. He acknowledged the Desertion order and failed to join duty. Thus, he exhibited gross neglect and irresponsible behaviour for having found absent from duties un-authorisedly without any leave or permission w.e.f. 29.05.2004 FN and was declared as deserter from the force and he also failed to handover Government property issued to him. Thus he violated the Rule 03 of the APCS [Conduct.] Rules, 1964".

2. Duly following the prescribed procedure in APCS (CC&A) Rules, 1991 the Commandant, 13th Bn., APSP [IR], Manchiryala, Adilabad District has awarded the punishment of "Removal from Service" treating the absent/ desertion period from 29-05-2004 FN to 17-08-2007 as 'Leave Without Pay', vide proceedings dated: 28.07.2007.

3. The Appeal petition was considered and confirmed the punishment rejected by the Inspector General of Police, HAC of Deputy Inspector General of Police-I, APSP Bns, Hyderabad, vide proceedings dated: 13.03.2010 and the Revision petition was also considered by the Addl. DG, APSP Bns., Hyderabad confirmed the punishment vide proceedings dated: 02.11.2010.

4. The Mercy Petition of the charged PC was considered and modified the punishment of "Removal from Service", treating the absent/ desertion period from 29.05.2004 FN to 17.08.2007 as "Leave without Pay", to that of PPI for a period of (4) years with cumulative effect on future increments and pension and the period of absence/ desertion and the out of employment is treated as "Not on Duty" and the 2nd Mercy petition was rejected by the Government vide Memo dated: 19.08.2013.

(Contd..2,)

5. The PC was allotted from 13th Bn., TSSP to 5th Bn., APSP, on 12.09.2011. In view of Sec. 105 of AP Reorganization Act, 2014 [Act 6 of 2014] and Government of Telangana Memo No. 5438(P)/Ser.I/A1/2016, Home (ser.I) Dept., Dated: 16.04.2016, the case of above individual has to be dealt by the State concerned / allotted i.e., AP where he is now working.

6. The Charged PC 550 in the reference 1st read above, has filed another Mercy Petition before the Government, requesting to set aside the punishment of modified punishment of "PPI for a period of (4) years with cumulative effect on future increments and pension and the period of absence/ desertion and the out of employment is treated as "Not on Duty".

7. Government, after careful examination of the matter, with reference to the records made available, hereby modify the punishment of "modified punishment of "PPI for a period of (4) years with cumulative effect on future increments and pension and the period of absence/ desertion and the out of employment is treated as "Not on Duty"" imposed on Sri M.Govinda Rao, PC 550 of 5th Bn., APSP, Chinthalavalasa, Vizianagaram District to that of "PPI for three (3) years without cumulative effect on future increments and pension and the period of absence / desertion and the out of employment is treated as 'Not on Duty'.

8. The Director General of Police, Andhra Pradesh is requested to take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, Andhra Pradesh, Mangalagiri.
The Commandant, 5th Bn., APSP, Vizianagaram District.
The individual through the DGP, A.P.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER